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opinion

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October 20, 1958

CONCORD, N.H.

Mr. Jason C. Sawyer, Chairman
Monadnock Area State Park Commission
Jaffrey, New Hampshire

Dear Mr. Sawyer:

You have inquired concerning the authority of your Commission to recommend under L. 1957, c. 259, that the Governor and Council lease a site for development from the federal government where purchase of same is not apparently possible.

In my opinion the language of section 4 of this chapter is directed to acquisition of a site by a process of purchase. The word "purchase" is commonly used in a sense distinct from "lease" and there is no language in the statute from which an intent may be reasonably inferred that leaseholds were contemplated by the General Court.

If it should be the case in the opinion of the Commission that the only way to acquire the "one and only" site is by such a lease, the Legislature will convene in early January and the statute may be amended very simply.

Sincerely,

Louis C. Wyman
Attorney General